

HOUSE BILL No. 1097

DIGEST OF INTRODUCED BILL

Citations Affected: IC 34-30-13-3.

Synopsis: Immunity for providing volunteer health care. Grants a person licensed to provide health care services immunity from liability for an act or omission relating to the provision of health care if the care was: (1) within the scope of the person's license; and (2) provided voluntarily and without compensation. Specifies that the immunity: (1) is available even if the health care services are provided in a setting other than a medical clinic or health care facility; and (2) is not available if the person committed gross negligence or willful or wanton misconduct.

Effective: July 1, 2014.

Frizzell

January 9, 2014, read first time and referred to Committee on Judiciary.



PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2013 Regular Session and 2013 First Regular Technical Session of the General Assembly.

HOUSE BILL No. 1097

A BILL FOR AN ACT to amend the Indiana Code concerning civil procedure.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 34-30-13-3 IS ADDED TO THE INDIANA CODE
2 AS A **NEW** SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
3 1, 2014]: **Sec. 3. (a) Except as provided in subsection (b), a person**
4 **who meets the following criteria is immune from civil liability**
5 **resulting from an act or omission relating to the provision of health**
6 **care services:**
7 (1) **The person is licensed to provide health care services**
8 **under Indiana law.**
9 (2) **The person voluntarily and without compensation**
10 **provides health care services to another person within the**
11 **scope of the person's license.**
12 (b) **The immunity provided in subsection (a) does not apply if**
13 **the act or omission relating to the provision of health care services**
14 **was the result of gross negligence or willful or wanton misconduct.**
15 (c) **The immunity provided by this section applies even if the**
16 **health care services are provided in a setting other than in a**



1 **medical clinic or health care facility.**

